

AO 91 (Rev. 08/09) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Western District of Texas

FILED

AUG 24 2012

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY 9/2 DEPUTY CLERKUnited States of America
v.
Armando Mercado Rosas H/M
Alma Gabriela Hernandez Alonso H/F

Case No.

1:12-m-550

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of August 23rd, 2012 in the county of Travis in the
Western District of Texas, the defendant(s) violated:*Code Section*
Title 21 U.S.C. Sec 841(a)(1)*Offense Description*
(a) it shall be unlawful for any person knowingly or intentionally - (1) to manufacture, distribute, or dispense, or possess with intent to manufacture, distribute, or dispense, a controlled substance (to wit, methamphetamine, a schedule 2 controlled substance).

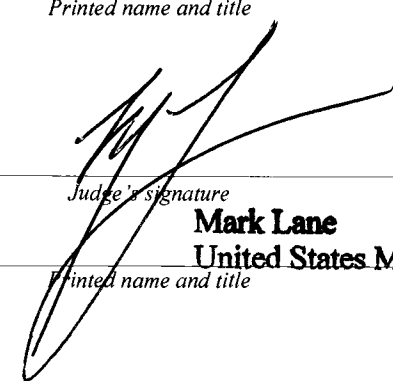
Title 21 U.S.C. Sec 846 conspiracy to commit a drug trafficking crime

This criminal complaint is based on these facts:

See attached sheet

☒ Continued on the attached sheet.
Complainant's signatureDetective Duane Williams #2968
Printed name and title

Sworn to before me and signed in my presence.

Date: 08/24/2012City and state: Austin, Texas
Judge's signature

Mark Lane

United States Magistrate Judge

Printed name and title

On 08/23/2012, I, Detective Duane Williams #2968 and other detectives of the Austin Police Department's Narcotics Conspiracy Unit were called to assist with the investigation of possible distribution of methamphetamine.

At approximately 5:54 p.m. hours, Officer Roque Martinez #5655, of the Austin Police Department's Highway Interdiction Unit, was on duty in the central Austin area. Officer Martinez was driving his unmarked unit and driving northbound on North IH 35 in approximately the 6600 Block when he observed a white Dodge Van bearing Texas license plate DY2B428 pass him on his right side. Officer Martinez looked into the van and noticed a small child walking around inside the vehicle. Officer Martinez then stopped the Dodge Van for the traffic violation of "unsecured child". After stopping the vehicle, Officer Martinez got the driver out of vehicle and identified him as Armando Mercado Rosas H/M 10/27/1976. The passenger was identified as Alma Gabriela Hernandez Alonso H/F 05/11/1976. After speaking with both persons independently, Officer Martinez determined that they had conflicting stories. Additionally, while questioned about the different stories, Rosas became visibly nervous.

At this time, approximately 10-15 minutes had passed since the stop was initiated. Officer Martinez was then joined by Officer Clint Hamilton #5153, also of the Austin Police Department's Highway Interdiction Unit. Both Officer Martinez and Officer Hamilton deployed their narcotics detecting K-9 partners on the Dodge Van. Officer Martinez's K-9 partner "Tomi" and Officer Hamilton's K-9 partner "Raggio" both alerted in the area of the floor of the van on the passenger side. Officer Martinez then searched the van and located a pink, black and white child's backpack that contained diapers and other children's items in it. Inside the bag, along with these children's items, were two clear Ziploc baggies that contained a large amount of clear crystal substance that was believed to be methamphetamine. Officer Hamilton performed a field test on the substance and got a positive test for methamphetamine.

Rosas and Alonso were brought back to the Narcotics Conspiracy Unit's office and placed in interview rooms. Detective Jesse Prado #2098 and Detective Lisa Morrill #1522 conducted interviews of them both. Both Rosas and Alonso were read their Miranda rights and both stated that they understood. This was recorded on audio and video recording. Rosas gave a full confession stating that he had picked up the methamphetamine in Corpus Christi and was supposed to take it to Dallas. He stated that he was getting paid \$1,000 for each pound of methamphetamine he was delivering. Alonso stated that she had talked with Rosas about this trip and she understood that the purpose of this trip was to negotiate an illegal drug deal.

I weighed the suspected methamphetamine and they had a total approximate weight of 2054 grams. The substance had a presumptive positive test for methamphetamine.

Sworn and Subscribed to before me this
24th Day of August of 2012

Duane Williams 2968

Duane Williams
Detective Austin Police Department

Mark Lane
Mark Lane
United States Magistrate Judge